



IFW 2157

ATTORNEY DOCKET NO.: EMP04-01
SMALL ENTITY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Thomas Mayberry, George Friedman, and Kevin Putnam
Serial No.: 09/975,398
For: TESTING WEB SERVICES AS COMPONENTS
Filing Date: October 11, 2001
Examiner: Uzma Alam
Art Unit: 2157
Conf. No.: 1199

Certificate of Mailing Under 37 C.F.R. §1.8

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Date: August 29, 2006

By: Penny A. Coelho
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TRANSMITTAL LETTER

Sir:

Enclosed is/are:

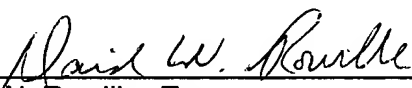
- [x] Transmittal Letter (this form, 2 pages, in duplicate), Total Pages: 4;
- [x] General Power of Attorney, Total Pages: 1;
- [x] Statement Under 37 CFR 3.73(b), Total Pages: 1;
- [x] Return Receipt Pre-paid Postcard (in duplicate), Total postcards: 2;
- [x] Authorization to charge Deposit Account No. 50-3735, if necessary.

- 2 -

Applicant hereby petitions for any extension of time which is required to maintain the pendency of this case. If there is a fee occasioned by this submission, including an extension fee, that is not covered by an enclosed check, please charge any deficiency to Deposit Account No. 50-3735.

If the enclosed papers or fees are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned collect at (508) 616-9660, in Westborough, Massachusetts.

Respectfully submitted,



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Attorney Docket No.: EMP04-01

Dated: August 29, 2006



STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Thomas Mayberry, Kevin Putnman and George Friedman

Application No./Patent No.: 09/975,398

Filed/Issue Date: 10/11/2001

Entitled: Testing Web Services as Components

Empirix Inc., a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title, and interest

The extent (by percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 012258, Frame 0403, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____

To: _____

The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____

To: _____

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3. From: _____

To: _____

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☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

August 28, 2006

Date

508-616-9660

Telephone Number

David W. Rouille, Esq.

Typed or printed name

David W. Rouille

Signature

Attorney for Applicant

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PCT

GENERAL POWER OF ATTORNEY

(for several international applications filed under the Patent Cooperation Treaty)

(PCT Rule 90.5)

The undersigned person(s) :

(Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)

EMPIRIX INC.
20 CROSBY DRIVE
BEDFORD, MA 01730
U.S.A.

hereby appoint(s) the following person as:

☒ agent

☐ common representative

Name and address

(Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)

CHAPIN, Barry W., Reg. No. 39,934
ROUILLE, David W., Reg. No. 40,150
LUTZ, Christopher J., Reg. No. 44,883
KRIZ, Paul P., Reg. No. 45,752
SIEKMANN, Jonathan C., Reg. No. 58,259
MONTANA, Shaun P., Reg. No. 54,320
LEONESSA, Lesley A., Reg. No. 51,936

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to represent the undersigned before

☒ all the competent International Authorities

☐ the International Searching Authority only

☐ the International Preliminary Examining Authority only

in connection with any and all international applications filed by the undersigned with the following Office

United States of America

as receiving Office

and to make or receive payments on behalf of the undersigned.

Signature(s) (where there are several persons, each of them must sign; next to each signature, indicate the name of the person signing and the capacity in which the person signs, if such capacity is not obvious from reading this power):

Signature

Name: Edward Goldfinger

Title: President and C.E.O.

Date:

July 20, 2006